

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 8671

IN THE MATTER OF:

Served April 28, 2005

Application of BATMN TRANSPORTATION )  
INC., to Acquire Certificate )  
No. 596 from NIGUSSIE G. MOGUS, )  
Trading as BATMN )

Case No. AP-2005-42

By application accepted for filing April 12, 2005, applicant, BATMN Transportation Inc., a Virginia corporation, seeks Commission approval to acquire Certificate No. 596 from Nigussie G. Mogus, trading as Batmn. Mogus has agreed to transfer Certificate No. 596 and other assets in exchange for a controlling interest in BATMN Transportation Inc., a new carrier.

Applicant proposes commencing operations with two vans. Applicant's proposed tariff contains an hourly charter rate and rates for transportation under the District of Columbia Medicaid program.

Under Article XI, Section 11(a), of the Compact, a person may not transfer a certificate of authority unless the Commission approves the transfer as consistent with the public interest. The public interest analysis focuses on the acquiring party's fitness.<sup>1</sup>

This proceeding is hereby initiated to determine whether applicant is fit.

THEREFORE, IT IS ORDERED:

1. That applicant shall publish once in a newspaper of general circulation in the Metropolitan District, no later than May 11, 2005, notice in the form prescribed by the staff of the Commission.

2. That applicant shall file with the Commission, no later than May 25, 2005, an original and four copies of an affidavit that notice has been published as required in the preceding paragraph.

3. That the deadline for filing protests, comments, applications for intervention, and requests for formal hearing, is May 25, 2005, and that copies must be served on applicant's president, Nigussie G. Mogus, 6318 Indian Run Parkway, Alexandria, VA 22312.

FOR THE COMMISSION:



William S. Morrow, Jr.  
Executive Director

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<sup>1</sup> In re Quality Med. Supplies LLC, t/a F & J Healthcare Servs., & Tingem Health Care Servs. Inc., No. AP-04-25, Order No. 8033 (May 27, 2004).